

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

ART SHY, et al.

Plaintiffs,

v.

NAVISTAR INTERNATIONAL  
CORPORATIONAL, et al.

Defendants.

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SUPPLEMENTAL BENEFIT  
COMMITTEE OF THE NAVISTAR  
INTERNATIONAL TRANSPORTATION  
CORP. RETIREE SUPPLEMENTAL  
BENEFIT PROGRAM,

Intervenor-Plaintiff,

v.

NAVISTAR INTERNATIONAL  
CORPORATION,

Defendant.

Case No. 3:92-cv-00333  
Judge Walter Herbert Rice

**ELECTRONICALLY FILED**

**MOTION OF THE**  
**SUPPLEMENTAL BENEFIT COMMITTEE OF THE NAVISTAR**  
**INTERNATIONAL TRANSPORTATION CORPORATION RETIREE**  
**SUPPLEMENTAL BENEFIT PROGRAM TO**  
**ENFORCE THE SETTLEMENT AGREEMENT**

COMES NOW, the Supplemental Benefit Committee of the Navistar International Transportation Corporation Retiree Supplemental Benefit Program (the "Committee"), by and through its undersigned counsel, moves this Court to enforce the terms of the settlement agreement executed by the parties in the above-captioned matter, and

subsequently approved by this Court. The Committee posits that Defendant Navistar International Corporation ("Navistar") has failed to meet their obligations under the settlement agreement, with respect to the Committee. The Committee thus requests that this Court enforce the terms of settlement agreement, and order Navistar to comply in full with the terms of the agreement and the Committee's requests for information. A memorandum in support accompanies this Motion and is incorporated as if fully rewritten herein.

Respectfully Submitted:

/s/ Kevin L. Murphy

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 26rd day of March, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the attorneys of record:

/s/ Kevin L. Murphy  
Kevin L. Murphy